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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MARC BONNANT,

Plaintiff,

v.

MERRILL LYNCH, PIERCE, FENNER & SMITH  
INCORPORATED and MERRILL LYNCH  
CAPITAL SERVICES, INC.,

Defendants.

Civil Action No. 09 Civ. 3007 (RJS)

STIPULATION EXTENDING  
TIME TO ANSWER

IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED UPON by the undersigned, attorneys for the parties herein, that the time of Defendants Merrill Lynch, Pierce, Fenner & Smith Incorporated and Merrill Lynch Capital Services, Inc. to serve their Answer to the Complaint of Plaintiff Marc Bonnant is extended through and including May 4, 2009.

Dated: New York, New York  
April 21, 2009

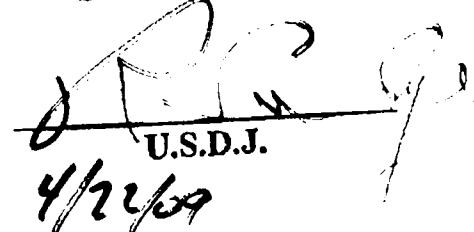
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Merrill Lynch Capital Services, Inc.

By:   
David J. Hoffman

By:   
David J. Libowsky

SO ORDERED:

  
U.S.D.J.  
4/24/09